



Vincent Barnett  
2000 N. 60th Street  
Fort Pierce, FL. 34942

Re: Waiver of Distance – The Truth Restaurant – 1721 Avenue D

Dear Mr. Barnett,

The following are comments from the Planning Department's review of the application for a Waiver of Distance application in the C-2, Neighborhood Commercial Zone (Please Provide a Written Response and any revisions to all responsible Departments by March 29th to be placed on the April 9th Planning Board Agenda):

- 1) Due to previous code violations at this subject property; staff warns that bottle clubs are not allowed within the City of Fort Pierce.**
- 2) Please re-submit one detailed Site Plan with the dimensions of parking spaces, handicap parking, landscaping locations, and the lot line boundary of the subject property.**
- 3) Per City Code Section 22-60 Off-Street Parking and Loading; (c) Design standards. (1) Off-street parking space size. Each off-street parking space shall be at least nine and one-half (9½) feet wide (except required spaces for the handicapped shall be at least twelve (12) feet wide and nineteen (19) feet deep and have a minimum vertical clearance of at least nine (9) feet).**
- 4) Per City Code Section 22-60 Off-Street Parking and Loading; (j) Lighting. d. For a use involving on premises consumption of alcoholic beverages, as provided in Section 3-7, a minimum of three (3) footcandles. (Please provide a Photometrics/Lighting Plan).**

If deemed necessary, please provide a written response to each comment in order to expedite the review of any subsequent submittals. Please contact me should you have any questions regarding the project at (772) 467-3741 or by e-mail: [vgilmore@city-ftpierce.com](mailto:vgilmore@city-ftpierce.com).

Sincerely,

Vennis Gilmore  
Planning Analyst



Project: #19-0800001 The Truth Restaurant – Waiver of Distance – 1721 Avenue D SB

Comments

SANDERS, MARVIN E.

to:

Vennis Gilmore

03/08/2019 01:53 PM

Cc:

"Alicia Rosenthal"

Hide Details

From: "SANDERS, MARVIN E." <marvin.sanders@stlucieschools.org>

To: "Vennis Gilmore" <vgilmore@city-ftpierce.com>

Cc: "Alicia Rosenthal" <arosenthal@City-FtPierce.Com>

The St. Lucie County School District has reviewed the above reference project and have we do not have any comments or concerns.

Please feel free to contact me if you have any questions.

Marty E. Sanders, P.E.

Growth Management, Land Acquisition & Inter-Governmental Relations

School Board of St. Lucie County

Temporary office

582 NW University Blvd., Ste 500

Port St. Lucie, FL 34986

cell 772.216.5755

RECEIVED

MAR 08 2019

CITY OF FORT PIERCE  
PLANNING & ZONING





Fort Pierce Utilities Authority  
Water/Wastewater Engineering  
1701 South 37<sup>th</sup> Street  
Fort Pierce, FL 34947  
772.466.1600 x3473

## Technical Review Committee meeting

March 21, 2019

RECEIVED

MAR 13 2019

TECHNICAL REVIEW PROJECT # 19-08000001

The Truth Restaurant – Waiver of Distance – 1721 Ave. D

CITY OF FORT PIERCE  
PLANNING & ZONING

### Comments

FPUA W/WW Engineering: Approved

FPUA Electric & Gas Engineering: Approved - Please note: FPUA can provide rental lighting should the customer have to add site lighting to meet code. We do not complete photometric studies, but will work with their engineer should they pursue FPUA lighting.



Our mission is to provide our customers with economical, reliable, and friendly service in a continuous effort to enhance the quality of life in our community.

[www.fpua.com](http://www.fpua.com)





THE SUNRISE CITY

# FORT PIERCE

CODE ENFORCEMENT  
*Florida*

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MAR 13 2019

CITY OF FORT PIERCE  
PLANNING & ZONING

**TO : Vennis Gilmore, Planning Analyst**

**FROM : Peggy Arraiz, Code Compliance Manager**

**SUBJECT : TRC # 19-08000001 – 1721 Ave D – Waiver of Distance**

**DATE : March 12, 2019**

Code Enforcement has the following comments:

In the Fall of 2015, Code Enforcement received multiple complaints from the Fort Pierce Police Department due to The Spot Jamaican Restaurant operating as a night club and a bottle club as they did not have a license to sell alcohol. The primary parties associated with this business were Alia Qasem and Vincent Barnett, who are the applicants for the waiver of distance. A code enforcement action was initiated on 9/11/2015 with a hearing held before the Special Magistrate.

At the hearing, testimony was given that their business, which was for a café without alcohol, remained open until 3:00 AM or 4:00 AM and that they provided music to dance to while waiting for their food. However, the music was loud enough to generate complaints from neighbors. In addition to the multiple calls for serve due to the music, the FPPD responded to a complaint of a large crowd at this location at 2:30 AM. They observed a cooler with beer and wine coolers and alcohol bottles with mixers on the bar...they did not observe any food being served. On another occasion Mr. Swoope, who managed the after hour operations, was shot.

The Special Magistrate ultimately found the The Spot Jamaican Restaurant and Vincent Barnett guilty of the following:

- Allowed alcohol to consumed on the premises without a BTR or license from the state.
- The manner in which the business was operated represented a bottle club, which is prohibited within the City.
- Such activities cause a disturbance with a representative of the owner to be injured in a shooting

The owners of the property and business willingly and blatantly disregarded rules related to serving alcohol when they did not have a license and that leads to the supposition that the same type of behavior will continue if they have a license. Based on this and the safety of the community due to the applicant's previous disregard for the neighbors by playing loud and disruptive music and the other nuisance conditions evidenced by the large crowds, late night operations and ultimately a shooting, Code Enforcement recommends denial of the request for waiver.



THE SUNRISE CITY  
**FORT PIERCE**  
POLICE DEPARTMENT  
"In Honor We Serve"

*Florida*

## Technical Review Committee meeting

March 21st, 2019

Case # 19-08000001

Waiver of distance

The Truth Restaurant, 1721 Avenue D, Ft. Pierce

### Comments:

It is the police department's recommendation to deny this request for a waiver for distance. The reason is due to a past history of violations with regards to the operation of a bottle club at this location.

Officer Damian Spotts

Crime Prevention Practitioner

Fort Pierce Police Department.





MAR 20 2019

CITY OF FORT PIERCE  
PLANNING & ZONING

**To : Vennis Gilmore, Planning Analyst**

**FROM : John R. Andrews, P.E., City Engineer**

**RE : 1721 Avenue D – The Truth Restaurant  
Waiver of Distance - TRC No. 19-08000001**

**DATE : March 19, 2019**

This is to advise you that we have completed the review of the following documents as received by this office on March 8, 2019:

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Waiver of Distance Application                        | <input type="checkbox"/> P/D Drawings  |
| <input type="checkbox"/> Test Reports & Related Documents                                 | <input type="checkbox"/> Certificate of Completion                               |
| <input type="checkbox"/> Record Drawings  | <input type="checkbox"/> Permits from applicable Local, State & Federal Agencies |
| <input type="checkbox"/> Clearances from all applicable Local, State and Federal Agencies |  |

Based on our reviews and appropriate site final inspection, we

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Recommend  | <input type="checkbox"/> Do Not Recommend   |
| <input type="checkbox"/> Approval of Site Plan | <input checked="" type="checkbox"/> Approval of Waiver of Distance <input type="checkbox"/> C/O |

Developer, Owner, Engineer, Contractor and other members of the Development Team must be aware, the above recommendation is based only on the construction requirements of the engineering plans and other engineering documentation approved by this department. The Development Team shall be responsible for the compliance with other City department requirements and all approved documents, as well as Local, State and Federal regulations. The development requirements for this project may necessitate additional construction requirements that are not subject to this department's review for approval.

- See attached for conditions of approval

JRA/TST/tst.